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AUG 24 2004

OFFICE OF PETITIONS

In re Application of :
Carrascal, et al. : DECISION REFUSING STATUS
Application No. 10/791,920 : UNDER 37 CFR 1.47(a)
Filed: March 2, 2004 :
Atty. Dkt. No.: 101216-39 :
For: COMPOSITION FOR DYEING :
HUMAN HAIR :

This decision is in response to the petition under 37 CFR 1.47(a), filed July 21, 2004.

The petition under 37 CFR 1.47(a) is DISMISSED.

Rule 47 applicant is given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventor. Failure to respond will result in abandonment of the application. Any extensions of time will be governed by 37 CFR 1.136(a).

The provisions of 37 CFR 1.33(b) state "[a]mendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by: (1) A registered attorney or agent of record appointed in compliance with § 1.34(b); (2) A registered attorney or agent not of record who acts in a representative capacity under the provisions of § 1.34(a); (3) An assignee as provided for under § 3.71(b) of this chapter; or (4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter."

The instant petition under 37 CFR 1.47(a) is improperly signed by M. Grit whom Office records reveal is not a registered practitioner. Accordingly, the petition has not been examined on

the merits. Any renewed petition must be properly signed in accordance with the provisions set forth under 37 CFR 1.33.

The required surcharge has been charged to deposit account No. 14-1263.

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

By facsimile: (703) 872-9306

By hand: U.S. U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Petition
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0310. Calls placed after September 27, 2004 may be directed to the undersigned at (571) 272-3205.

Alesia M. Brown
Petitions Attorney
Office of Petitions